

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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DLJ MORTGAGE CAPITAL, INC.,

Plaintiff,

- against -

THOMAS KONTOGIANNIS, GEORGIA
KONTOGIANNIS, LISA DIPINTO a/k/a LISA
KONTOGIANNIS a/k/a LISA PALLATOS, ANNETTE
APERGIS, CHLOE KONTOGIANNIS, ADAM DIPINTO,
ELIAS APERGIS, JOHN T. MICHAEL, MICHAEL A.
GALLAN, ESQ., TED DOUMAZIOS, ESQ.,
THOMAS F. CUSACK, III, ESQ., STEPHEN P.
BROWN, ESQ., STEVEN A. MARTINI,
CARMINE CUOMO, COASTAL CAPITAL
CORPORATION, d/b/a THE MORTGAGE SHOP
d/b/a CLEARLIGHT MORTGAGE, EDGEWATER
DEVELOPMENT, INC., GROUP KAPPA CORP.,
LORING ESTATES LLC, PARKVIEW FINANCIAL
CENTER, INC., d/b/a PARKVIEW FINANCIAL, INC.,
CLEAR VIEW ABSTRACT LLC, TRIUMPH
ABSTRACT LLC, BOND & WALSH CONSTRUCTION
COMPANY, INTERAMERICAN MORTGAGE CORP.,
and PLAZA REAL ESTATE HOLDING INC.,

Defendants.
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ORDER

1:08-cv-4607-ENV-RML

VITALIANO, D.J.

By Memorandum and Order dated today, June 3, 2009, Docket Entry No. 168, the Court denied plaintiff DLJ Mortgage Capital, Inc.'s request for a temporary restraining order while its motions for attachment and a preliminary injunction are briefed and decided. While offering no new facts or argument, plaintiff now seeks, pursuant to Federal Rule of Civil Procedure 62(c), an order granting the very relief the Court just denied. See Pl.'s Letter Mot. to Stay, Docket Entry

No. 170. Plaintiff's remedy, if any, lies with the Court of Appeals. The application for a stay or temporary restraining order is denied.

SO ORDERED.

Dated: Brooklyn, New York
June 3, 2009

s/ENV
ERIC N. VITALIANO
United States District Judge